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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

IN RE MERCK & CO., INC.  
VYTORIN ERISA LITIGATION

Civil Action No. 08-CV-1974  
(DMC)

This Document relates to:  
THE CONSOLIDATED ERISA  
ACTION

**PLAINTIFFS' NOTICE OF MOTION FOR AWARD OF ATTORNEYS'  
FEES, REIMBURSEMENT OF EXPENSES AND  
CASE CONTRIBUTION AWARDS TO NAMED PLAINTIFFS**

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**PLEASE TAKE NOTICE** that on September 25, 2012, at 10:00 a.m., or as soon thereafter as counsel may be heard, Plaintiffs in the above matter will move before the Honorable Dennis M. Cavanaugh, U.S.D.J. at the United States District Court for the District of New Jersey, Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey for an order:

1. Awarding attorney's fees in the amount of 33 1/3% of the Settlement Fund, for reimbursement of expenses incurred in connection with the prosecution of this Action in the amount of \$463,931.44; and

2. For Case Contribution Awards in the amount of \$10,000 to each of the four Named Plaintiffs, Robert Cimato, Eric D. Good, Elizabeth D. Maruca, and Louis L. Normand.

**PLEASE TAKE FURTHER NOTICE** that in support of this motion, Plaintiffs shall rely on the accompanying (a) Memorandum of Law in Support of Plaintiffs' Motion for an Award of Attorneys' Fees, Reimbursement of Expenses and Case Contribution Awards to Named Plaintiffs and (b) Declaration of Edward W. Ciolko and Robert A. Izard submitted herewith and all proceedings heretofore had in this case.

The proposed form of order requested herein to be entered by the Court is attached to Plaintiffs' Notice of Motion for Final Approval of Class Action

Settlement, Certification of Settlement Class and Approval of Plan of Allocation  
which is being filed concurrently with the instant motion.

Dated this 24th day of August, 2012

/s/ Lisa J. Rodriguez  
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